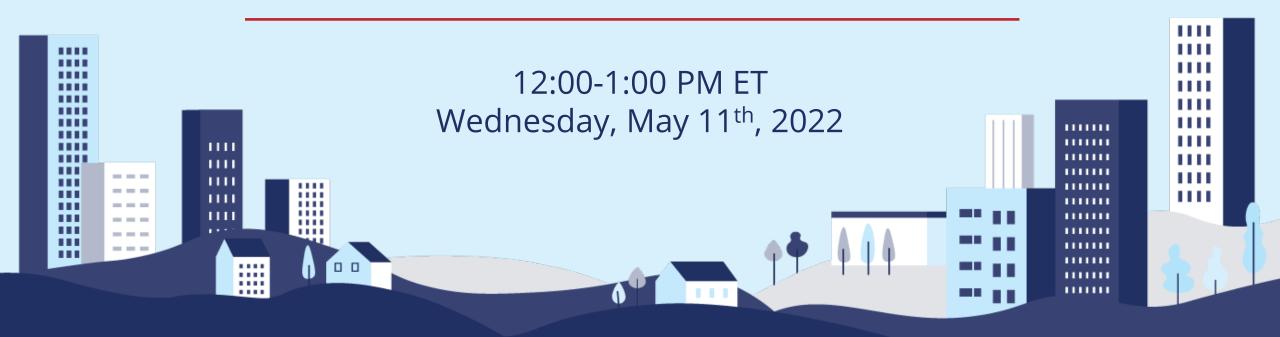
2022 OHC, CPD, and FPM Virtual Conference: Serving Communities Through Housing Counseling

Including Housing Counseling in Affordable Housing Programs



Questions?

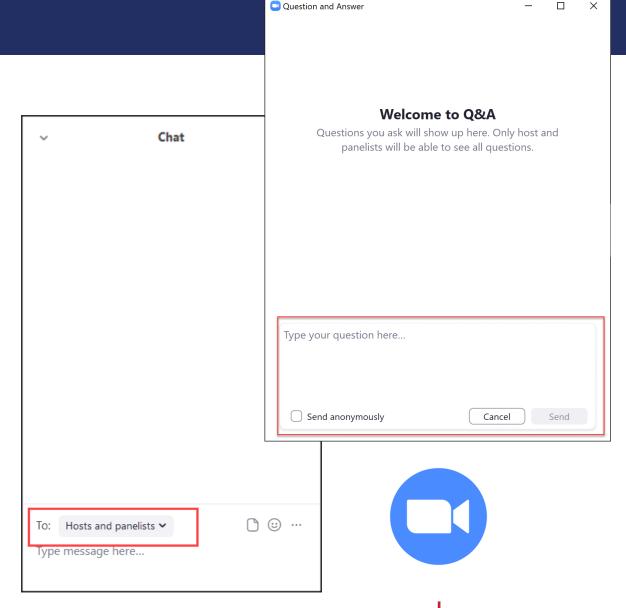
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Q&A

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Materials



- The PowerPoint has been posted for this session. We will provide the link in the Chat box.
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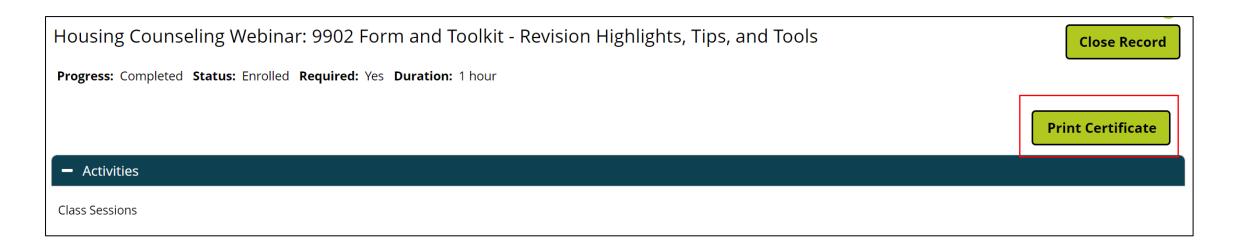
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| Webinar Title and Link | Description | Date |
|-------------------------------|---|-------------------|
| Fringe Benefit Costs | This webinar discussed the Office of Management and Budget's (OMB's) cost principles related to fringe benefits and how to properly document and calculate fringe benefits. | February 15, 2022 |
| Training NOFO Grant Execution | This webinar was recommended for all grantees awarded funding under the 2021 Housing Counseling Training NOFO (TNOFO). | February 8, 2022 |
| | | |

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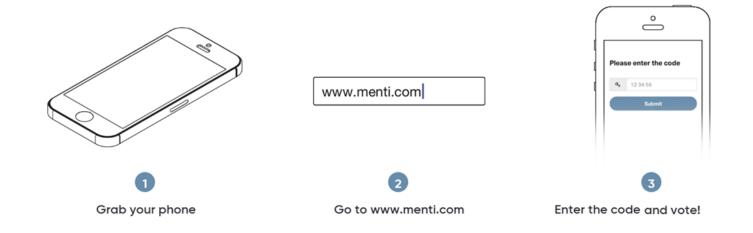
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 There will be questions provided in Mentimeter, when prompted by the icon to the right, please respond to questions at www.menti.com using your computer or smart phone.





Speakers



- Virginia Sardone, Director, Office of Affordable Housing Programs, HUD
- Shawna LaRue Moraille, Director, ICF
- Carrie Kronberg, Director, ICF

Agenda

- Background On Affordable Housing Programs
- Comparison of Program Requirements (e.g., HOME, HOME-ARP, HTF)
- HOME-ARP Supportive Services
- HOME-ARP and Housing Counseling
- HOME-ARP Nonprofit Operating and Capacity Building
- Resources
- Q & A

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Background on Affordable Housing Programs

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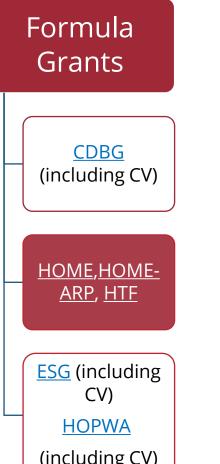
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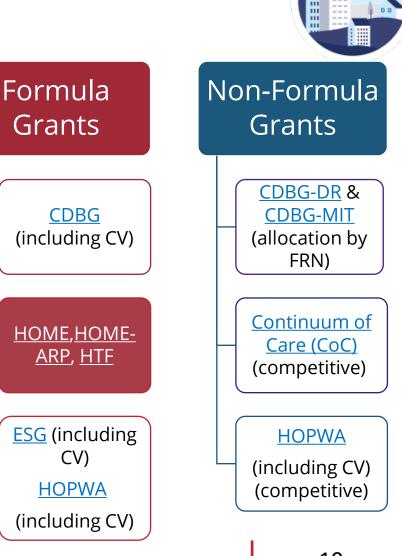
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CPD Affordable Housing Programs

- HOME Investment Partnership Program (HOME)
- HOME Investment Partnerships American Rescue Plan Program (HOME-ARP)
- Housing Trust Fund (<u>HTF</u>)





HOME



- Annual formula allocation program that provides funding to meet the affordable housing needs of low-income and very low-income renters and homebuyers/homeowners
- FY2022 appropriation was \$1.5 billion
- Participating Jurisdictions (PJs) access funds through 5-year Consolidated Plan/Annual Action Plan submission
- PJs have 4 years to complete projects (not tenant based rental assistance)

HOME-ARP



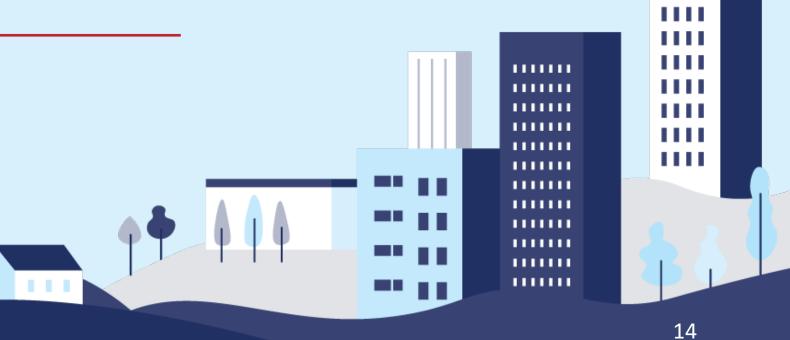
- One-time funds appropriated with the American Rescue Plan Act
- \$5 billion to assist individuals or households who are homeless at risk of homelessness and other vulnerable populations ("Qualifying Populations")
- Eligible activities:
 - Provide capital investment for permanent rental housing
 - Acquisition and development of non-congregate shelter (NCS)
 - Provide tenant-based rental assistance (TBRA)
 - Fund supportive services
- Funds allocated via HOME Program formula to jurisdictions that qualified for a HOME allocation in FY2021
- Allocation Plans currently underway, must be approved by HUD Field Offices
- Funds available to PJs until September 2030

HTF



- Annual formula allocation program that provides funding to states to meet the affordable housing needs of extremely low-income renters and first-time homebuyers
- HTF is funded with a portion of the new business of Fannie Mae and Freddie Mac; funds are not appropriated by Congress
- The size of the HTF in FY 2022 was \$738 million
- States must submit an HTF allocation plan annually
- States have 2 years to commit and 5 years to expend funds

Comparison of Program Requirements



Comparison of Eligible Activities



| Type of Activity | НОМЕ | HOME- ARP | HTF |
|--|--------------|--------------|------------|
| Tenant Based Rental Assistance (TBRA) | ✓ | ✓ | |
| Rental Development (acquisition, new construction, or rehabilitation) | ✓ | √ | ✓ |
| Homeowner Rehabilitation | √ | | |
| Homebuyer (acquisition, new construction, or rehabilitation) | \checkmark | | √ * |
| Supportive services including housing counseling and homeless prevention services | | ✓ | |
| Housing counseling for homeless and rental | | ✓ | |
| Acquisition and development of non-congregate shelter (NCS) | | ✓ | |

*HTF is currently under \$1 billion, this has not been seen to date

Comparison of Eligible Beneficiaries

HOME

- Rental Housing
 - < 50% AMI Low HOME units
 - < 80% AMI High HOME units
 - At least 90% of assisted rental units (rental housing development and TBRA) must serve households
 60% AMI
- Homeownership Housing
 - < 80% AMI</p>

HOME-ARP

- Rental Housing Development
 - At least 70% of units must serve Qualifying Populations (QPs)
 - Up to 30% of units may serve households earning < 80% AMI
- All Other Activities (TBRA, NCS, Supportive Services)
 - 100% of funds must benefit QPs

HTF

- While the size of the fund nationally is less than \$1 billion, grantees must use 100% of their HTF grants to benefit households earning < 30% AMI or below the poverty line, whichever is greater
- When the size of the national fund exceeds \$1 billion, grantees may use up to 25% of the funds to benefit households earning up to 50% AMI

HOME-ARP Qualifying Populations (QPs)



- Homeless: McKinney Act definition at 24 CFR 91.5
- At risk of Homelessness: <u>McKinney Act definition at 24 CFR 91.5</u>
- Fleeing, or Attempting to Flee, Domestic Violence, Dating Violence, Sexual Assault,
 Stalking, or Human Trafficking
 - VAWA regulation at <u>24 CFR 5.2003</u>, except: Human trafficking definition from <u>Trafficking Victims</u> <u>Protection Act of 2000</u>
- Other Populations where providing supportive services or assistance under section 212(a) of NAHA (42 U.S.C. 12742(a)) would prevent the family's homelessness or would serve those with the greatest risk of housing instability

Note: Veterans and families that include a veteran family member that meet the criteria for one of the Qualifying Populations are also eligible for HOME-ARP assistance.

Housing Counseling Required or Allowed for OAHP Programs

- HOME and HTF required for homeownership, can be reimbursed post-closing
- HOME-ARP housing counseling not required, but is an eligible activity as a part of supportive services or as a standalone activity
- Under <u>24 CFR 5.111</u>, housing counseling is required if under regulation for the program must be provided by a HUD certified housing counselor who works for a HUD-approved housing counseling agency

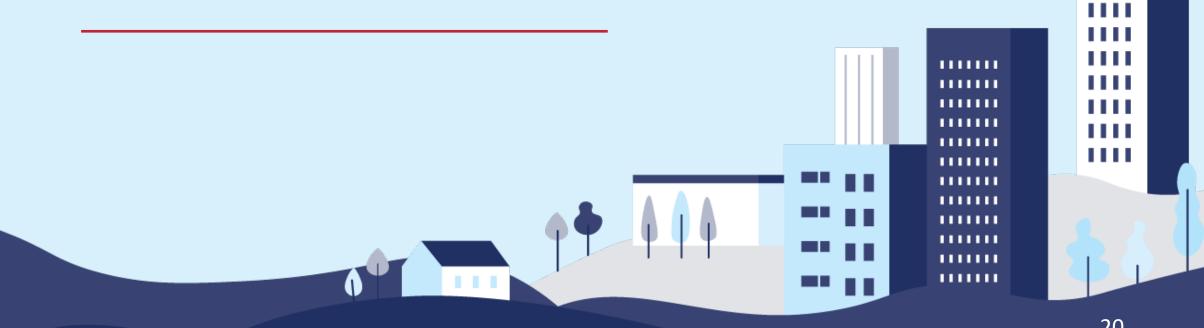
Scenario

HOME



The Tennessee Housing Development Authority (THDA) is both a HOME PJ as well as a HUD-approved Intermediary for HUD's Housing Counseling Program. THDA administers homeownership housing programs across the state and works with several HCAs, including those who are also Community Housing Development Organizations (CHDOs). For organizations such as Clinch-Powell, they have been funded as a CHDO through the HOME program to develop new housing units. In addition, they deliver housing counseling to prospective homeowners, who separately pay for the service. In other scenarios, the housing counseling agencies within THDA's network, serve as referral agencies for other HOME CHDOs developing affordable housing.

HOME-ARP Supportive Services



HOME-ARP Supportive Services



- HOME-ARP funds may be used to provide a broad range of supportive services to qualifying individuals or families:
 - As a standalone program (next section), or
 - In combination with other HOME-ARP activities
- Individuals and families who meet a QP definition and are not already receiving these services through another program are eligible for HOME-ARP supportive services

HOME-ARP Supportive Services



- Three categories of supportive services:
 - McKinney-Vento Supportive Services -- adapted from the services listed in section 401(29) of the McKinney-Vento Homeless Assistance Act
 - HOME-ARP Homelessness Prevention Services -- adapted from eligible homelessness prevention services under Emergency Solutions Grant (ESG) regulations and are revised, supplemented, and streamlined
 - Housing Counseling -- as defined in Part 5.100, including requirement that counseling only be provided by HUD-certified housing counselors

HOME-ARP and Housing Counseling



Example eligible HOME-ARP Costs – Housing Counseling

- Staff salaries & overhead costs of HUD-certified housing counseling services direct housing counseling services
- Development of a housing counseling workplan
- Marketing & outreach
- Intake
- Financial & housing affordability analysis
- Action Plans
- Follow-up communication with program participants
- Does not include counseling associated with homeowner assistance

HOME-ARP Housing Counseling Requirements

- As required at 24 CFR 214.300(a)(2), housing counselors must establish an action plan for each participating qualifying individual or family.
- Additionally, as required at 24 CFR 214.300(c), housing counselors must make reasonable efforts to follow-up with participating qualifying individuals and families to ensure they are:
 - Progressing toward the housing goal(s) established in the plan
 - To modify or terminate housing counseling, and
 - To learn and report outcomes

Eligible HOME-ARP Housing Counseling - Homeless

- Homeless Services Topics (24 CFR 214.300(e)(5))
 - Homeless assistance information regarding emergency shelter
 - Other emergency services
 - Transitional housing
 - Referral to local, state, and federal resources (24 CFR 214.300(b)(2))

Eligible HOME-ARP Housing Counseling - Rental



- Rental Housing Counseling Topics (24 CFR 214.300(e)(4))
 - HUD rental and rent subsidy programs
 - Other federal, state, or local assistance
 - Fair housing
 - Rental search assistance
 - Landlord tenant laws
 - Lease terms
 - Rent delinquency
 - Referrals to local, state, and federal resources

Eligible HOME-ARP Housing Counseling - Homebuying



- Pre-Purchase Homebuying Topics (24 CFR 214.300(e)(1))
 - Advice regarding readiness and preparation
 - Federal Housing Administration insured financing
 - Housing selection and mobility
 - Housing search assistance
 - Fair housing and predatory lending
 - Budgeting and credit
 - Loan product comparison
 - Purchase procedures and closing costs
 - Referrals to local, state, and federal resources

HOME-ARP Nonprofit Operating and Capacity Building



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HOME-ARP Nonprofit Operating and Capacity Building Assistance

• Guidelines:

- Up to 5% of allocation to pay operating expenses of nonprofit organizations undertaking HOME-ARP activities
- Up to an additional 5% of allocation to pay eligible costs related to developing capacity of nonprofit organizations undertaking HOME-ARP activities
- Can be provided if PJ expects to provide HOME-ARP funds to the organization for HOME-ARP activities within 24 months
- Eligible costs are "general operating costs" of the nonprofit

• Limitations:

- In any fiscal year, operating assistance may not exceed the greater of 50% of the general operating expenses of organization for that fiscal year, or \$50,000
- In any fiscal year, capacity building assistance may not exceed the greater of 50% of general operating expenses of organization for that fiscal year, or \$50,000
- If an organization receives both types of assistance in a fiscal year, the aggregate cap on the total amount it may receive is the greater of 50% of their operating expenses for that year or \$75,000

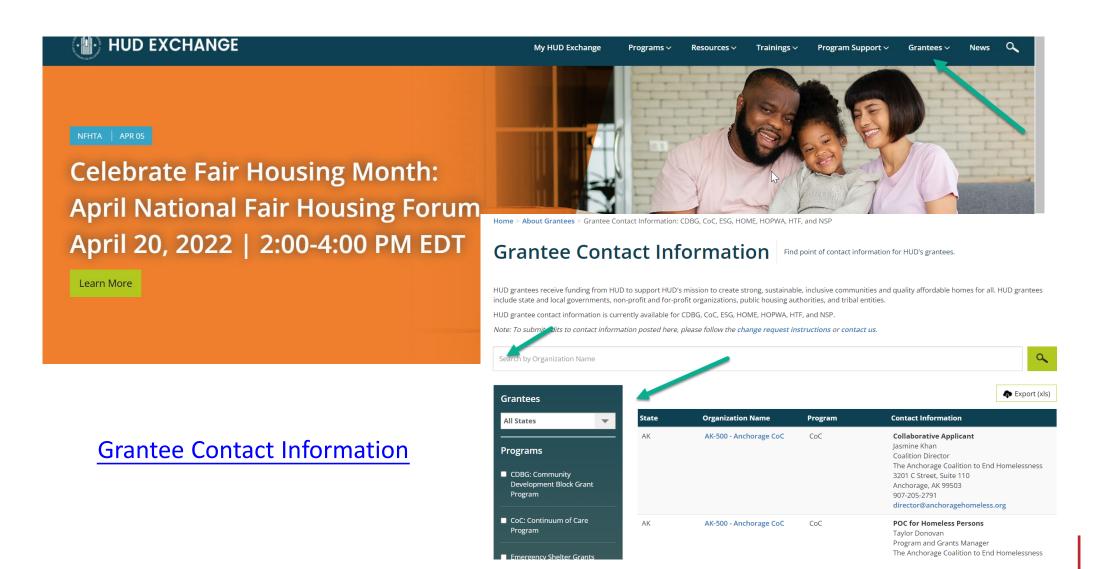
HOME CHDO Operating

HCAs that are also HOME CHDOs may be receiving operating assistance (must be tied to development)





Find HOME, HOME-ARP and HTF Grantees



HOME/HOME-ARP Resources

- Which HUD Programs are Affected By HUD's Housing Counselor Certification Rule?
 - Definition of housing counseling
 - Scenarios by program
- HOME FAQs
 - Can the PJ use HOME funds to pay for required homebuyer counseling?
 - What type of housing counseling does the HOME Program require?
- Notice CPD-21-10: Requirements for the Use of Funds in the HOME-ARP Program



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- <u>CPD Rental Resources with Possible Eviction</u>
 Prevention Uses
- CPD Housing Counseling Resources
- Find us at: www.hudexchange.info/counseling
- Email us at: Housing.counseling@hud.gov

Upcoming Sessions

| Time | Session Title |
|-------------------|---|
| 1:30-2:30 PM EDT | Providing Housing Counseling in Homeless and Service Enriched Housing |
| 2:30-3:00 PM EDT | Break |
| 3:00- 4:00 PM EDT | Celebrating Partnerships in Housing Counseling |
| 4:00- 4:30 PM EDT | Closing and Lessons Learned |

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Thank you for Attending!

